The Minutes

September 3, 2001

There were no minutes for this date.

September 4, 2001

C033061 THE PEOPLE v. MULL (Not for Publication)

The judgment is affirmed.

MORRISON, J.

We concur: Scotland, P.J.

Kolkey, J.

C037420 THE PEOPLE v. THOMAS (Not for Publication)

The judgment is affirmed.

RAYE, J.

We concur: Blease, Acting P.J.

Nicholson, J.

C032042 CONNERLY v. STATE PERSONNEL BOARD et al. and CALIFORNIA BUSINESS COUNCIL FOR EQUAL OPPORTUNITY et al.

(Certified for Publication)

The judgment is reversed, and the cause is remanded to the trial court with directions to enter a judgment consistent with the conclusions in this opinion.

SCOTLAND, P.J.

We concur: Morrison, J.

Callahan, J.

September 5, 2001

MISC. ORDER

2001-09 By the Court:

Associate Justice Rodney Davis is appointed to serve as Acting Presiding Justice to discharge the duties described in the California Rules of Court, rules 75, 76, 77 and 78, during the absence of the Presiding Justice from the court on September 6, 2001. Associate Justice Richard M. Sims III is appointed to serve as Acting Presiding Justice to discharge the duties described in the California Rules of Court, rules 75, 76, 77 and 78, during the absence of the Presiding Justice from the court on September 7, 2001. Associate Justice Coleman A. Blease is appointed to serve as Acting Presiding Justice to discharge the duties described in the California Rules of Court, rules 75, 76, 77 and 78, during the absence of the Presiding Justice from the court on September 10, 2001, or until his return. (See Cal. Const. Art 6, Sec. 3.) The senior member of a panel of the Court is designated the Acting Presiding Justice of that panel during the absence of the Presiding Justice.

Scotland, P.J.

The Minutes

September 5, 2001, continued

C034758 THE PEOPLE v. MIRANDA (Not for Publication)

The judgment is affirmed.

SCOTLAND, P.J.

We concur: Nicholson, J.

Callahan, J.

C034840 THE PEOPLE v. NEGRETE (Not for Publication)

The trial court is directed to prepare a corrected abstract of judgment reflecting a 27-year-to-life term for attempted kidnapping with intent to commit rape and to forward a certified copy to the Department of Corrections. The judgment is

affirmed.

SIMS, J.

We concur: Blease, Acting P.J.

Davis. J.

C037803 THE PEOPLE v. BREWSTER (Not for Publication)

The judgment is modified to impose a \$50 criminal laboratory analysis fee, a \$50 state penalty assessment and a \$35 county penalty assessment. As so modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment and to forward a certified copy to the Department of Corrections.

BLEASE, Acting P.J.

We concur: Sims, J.

Nicholson, J.

C037836 THE PEOPLE v. GAITHER (Not for Publication)

The trial court is directed to prepare a corrected abstract of judgment to reflect the two \$50 state penalty assessments (Pen. Code, § 1464) and to correctly refer to Government Code section 76000, and to forward a certified copy of the corrected abstract to the Department of Corrections. The judgment is affirmed.

BLEASE, Acting P.J.

We concur: Sims, J.

Nicholson, J.

C037989 THE PEOPLE v. LOPES (Not for Publication)

The judgment is modified to impose a \$50 criminal laboratory analysis fee, a \$50 state penalty assessment and a \$35 county penalty assessment. As so modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment and to forward a certified copy to the Department of Corrections.

BLEASE, Acting P.J.

We concur: Sims, J.

Nicholson, J.

The Minutes

September 5, 2001, continued

C034423 LOVEJOY v. AT&T CORPORATION

(Certified for Publication)

The judgment is reversed. The matter is remanded to the trial court with directions to deny ATT's motion for judgment on the pleadings and for further proceedings consistent with this opinion. Plaintiff shall recover costs on appeal. (CERTIFIED FOR PUBLICATION.)

CALLAHAN, J.

We concur: Nicholson, Acting P.J.

Raye, J.

C034815 COUNTY OF SACRAMENTO v. SCHLOCKER

(Not for Publication)

The judgment is affirmed.

DAVIS, Acting P.J.

We concur: Callahan, J.

Kolkey, J.

C035466 CO36006

WEBER v. DIVERSIFIED COLLECTION SERVICES, INC.

(Not for Publication)

The judgment in favor of defendant DCS in case No. C035466 is reversed. The order granting attorney fees to defendant DCS in case No. C036006 is vacated. Weber shall receive his costs on appeal.

SIMS, Acting P.J.

I concur: Nicholson, J.

I concur in the opinion except for the Conclusion.

Hull, J.

C037483 In re JONATHAN D.; CHILDREN'S SERVICES DIVISION v. KATHLEEN S. (Certified for Publication)

The orders of the juvenile court terminating parental rights are vacated and the matter is remanded to the juvenile court with directions to order compliance with the notice provisions of the Act. If, after proper inquiry and notice, no response is received from a tribe indicating the minor is an Indian child, all previous findings and orders shall be reinstated. If a tribe determines that the minor is an Indian child, or if other information is presented to the juvenile court that suggests the minor is an Indian child as defined by the Act, the juvenile court is ordered to conduct a new section 366.26 hearing in conformity with all provisions of the Act. In all other respects, the orders are affirmed. (CERTIFIED FOR PUBLICATION.)

RAYE, J.

We concur: Blease, Acting P.J.

Nicholson, J.

The Minutes

September 6, 2001

C035888 THE PEOPLE v. HOWARD, JR. (Not for Publication)

The judgment is affirmed.

MORRISON, J.

I concur: Raye, J. I concur in the result:

Blease, Acting P.J.

C036952 FERGUSON v. AMIRI et al. (Not for Publication)

The award of damages is reduced to \$36,009 and the matter is remanded to the trial court to determine reasonable attorney's fees consistent with this opinion. In all other respects, we affirm the judgment. Defendant's are awarded costs on appeal. (Cal. Rules of Court, rule 26(a).)

BLEASE, Acting P.J.

We concur: Raye, J.

Kolkey, J.

September 7, 2001

There were no minutes for this date.